T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			24-Jul-08	APPL. S. N:	10041084			
To Exam	iner:		ZHAO, DAQUAN	Art Unit	2621			
From			Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To: C Drop-Off Location	JEF-2D68			
SUBJEC	T: Decisio	on on Terminal	Disclaimer(T.D.) filed:	•				
form par or have	agraphs i any quest	dentified by the	iis informal memo in your n ee me or the Special Progra	ext Office action to notify appli m Examiner. THIS IS AN INFO	you agree, please use the appropria cant of the T.D. If you disagree RMAL, INTERNAL MEMO ONLY. ION FILE. When your action is compl			
please ir	nitial, date	and return th	is memo to me. THANK YO	U.				
<u>v</u>	The T.D.	is PROPER an	d has been recorded (see 1	4.23).				
Γ	The T.D.	is NOT PROPE	R and has not been accepto	ed for the reason(s) checked be	low (see 14.24):			
	Γ	The TD fee of use of a depo	•	mitted nor is there any authori	zation in the application file for the			
	Γ	his/her intere		interest of the business entity	e T.D. has not stated the extent of represented by the signature)			
	_		s the enforceable only durir ting rejection, Rule 321(b) (needed to overcome a non-statutory			
	Γ	The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a termina portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).						
	Γ	The person w	ho signed the T.D.:					
		☐ is no	ot an attorney "of record" (s	see 14.29 and 14.29.01).				
		☐ has	failed to state his/her capa	city to sign for the business ent	ity (see 14.28).			
		is no	ot recognized as an officer o	of the assignee (see 14.29 & po	ssible 14.29.02).			
	Γ	nor is the ree (see 37 CFR 3	I and frame number specific 3.73(b) and 1140 O.G. 72).	ed as to where such evidence is NOTE: This documentary evide) to assignee has been submitted, recorded in the Office ence or the specifying of the reel and d in the application (see 14.30).			
	Γ	The T.D. is no	ot signed (see 14.26 & 14.2	6.03).				
	Γ		mber of the application (or tection is missing or incorrec		h forms the basis for the double			
	Γ.,	The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).						
	Γ.	The period di	sclaimed is incorrect or not	specified (see 14.26, 14.27.02	or 14.26.03).			
	Γ	Other:						
			request refund (see 14.36 eck this item.). NOTE: If already authorized,	credit refund to deposit account			
I have a	ppropriate	ely notified app	olicant(s) of the status of th	e Terminal Disclaimer filed in tl	nis case.			
Ex.Initia	ls:	Date	e:		Log Date:			

Application Number	Application/Control No.		Applicant(s)/Patent under Reexamination BETZ ET AL.					
Document Code - DISQ	Internal Doc		cument – DC	cument – DO NOT MAIL				
TERMINAL DISCLAIMER	⊠ APPROVED		□ DISAPP	☐ DISAPPROVED				
Date Filed : July 16, 2008	This patent is subject to a Terminal Disclaimer							
Approved/Disapproved by:								
Henry D. Jefferson	<u>y.</u>							

U.S. Patent and Trademark Office

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Betz et al.

Attorney Docket No.: GENSP030

Application No.: 10/041,084

Examiner: Zhao, Daquan

Filed: January 4, 2002

Group: 2621

Title: SYSTEMS AND METHODS FOR CREATING A VIDEO MONTAGE FROM TITLES ON A DIGITAL VIDEO DISK

Confirmation No.: 2418

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on July 16, 2008.

/Michelle Pascual/

Michelle Pascual

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321 TO OBVIATE AN OBVIOUSNESS-TYPE DOUBLE PATENTING REJECTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The owner(s), Genesis Microchip Inc., of the entire interest in the above-identified application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154 to 156 and §173 of prior United States Patent No. 7,356,250 (hereafter "prior patent"), as presently shortened by any terminal disclaimer. The owner(s) hereby agrees that any patent so granted on the aboveidentified application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the aboveidentified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§154 to 156 and §173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent later; expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent

jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certificate, is reissued or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an agent or attorney of record.

The Commissioner is hereby authorized to charge Deposit Account 50-4481 (Order No. GENSP030) in the amount of \$130.00 to cover the disclaimer fee. If the required fees are not enclosed or additional fees are required to facilitate filing of this paper, please charge such fees or credit any overpayment to Deposit Account No. 50-4481 (Order No. GENSP030).

Respectfully submitted, BEYER LAW GROUP LLP

/Kevin M. Donnelly/ Kevin M. Donnelly Registration No. 61,643

P.O. Box 1687 Cupertino, CA 95015-1687 408-255-8001

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